

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

TDY INDUSTRIES, LLC,

Plaintiff

v.

BTA OIL PRODUCERS, LLC,

Defendant.

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NO. 2:18-CV-00296-SWS/MLC

**Exhibit List For
TDY'S Memorandum in Support of Its Motion for Partial Summary Judgment**

Exhibit	Document Title
1	Patent Number 1063845, demarcated as Las Cruces 043644
2	Patent Number 1063938, demarcated as Las Cruces 043645
3	Patent Number 1071697, demarcated as Las Cruces 048290
4	Patent Number 1097096, demarcated as Las Cruces 048291
5	Patent Number 1080845, demarcated as Las Cruces 050161
6	Patent Number 108243, demarcated as Las Cruces 050162
7	Patent Number 1073136, demarcated as Las Cruces 048289
8	May 13, 1933 Deed Santa Fe Pacific Railroad Company to United States Potash Co
9	Six Deeds from Santa Fe Pacific Railroad Company to United States Potash Co
10	Excerpts of the Deposition of Derek West
11	Excerpts of the Deposition of Nathan Francis, Representative of U.S. Borax
12	Excerpts of the Deposition of Willis Price, Representative of BTA
13	Excerpts of the Deposition of Paul E. Cash
14	Declaration of Paul E. Cash
15	1968 Annual 10-K Report for United States Borax & Chemical Corporation
16	June 5, 1968 Land Inventory
17	July 15, 1968 Warranty Deed 895, filed of record on August 8, 1968
18	July 15, 1968 Warranty Deed 897, filed of record on August 8, 1968
19	July 15, 1968 Warranty Deed 896, filed of record on August 8, 1968
20	July 15, 1968 Warranty Deed 893, filed of record on August 8, 1968
21	1968 CARCO Mortgage to United States Borax & Chemical Corporation
22	May 8, 1968, El Paso Times reported "Carlsbad Borax to Dallas Firm"
23	August 8, 1968, Las Cruces Sun-News reported "Continental Buys U.S. Borax Co."
24	August 11, 1968, Clovis News Journal reported "Potash Industry to Get Big Boost?"

25	April 14, 1969 Transmittal Letter for corrective Warranty Deed
26	July 10, 1969, Warranty Deed CARCO to U.S. Potash & Chemical Company
27	August 3, 1970 Mortgage of Real Estate to Southwest Potash Corporation
28	November 17, 1970 Letter from M. Rosenberg to Donald R. Thielen
29	December 30, 1971 Mortgage of Real Estate to LaSalle National Bank
30	1972 Data Concerning the Possible Acquisition of CARCO and NECO by Teledyne
31	January 1, 1972 Land Inventory
32	March 11, 1972 Agreement for Sale and Purchase of Assets
33	July 31, 1972 U.S. Potash & Chemical Company Changed its Name to Teledyne Potash, Inc.
34	June 24, 1974 Teledyne Potash, Inc. Changed its Name to U.S. Potash, Inc.
35	August 8, 1969 Mortgage to American National Bank & Trust Company of Chicago
36	July 31, 2015 Opinion of Title issued by William B. Burford
37	May 22, 1973 Appraisal of Teledyne, Inc., Oil and Gas Interests by Edward E. Kinney
38	Davis Expert Report Exhibit 4
39	Chart of TDY Oil & Gas Leases on Disputed Acreage issued from 1974 to 2015 prepared by Expert Carter Davis
40	January 30, 1974, Amoco Original Title Opinion
41	August 16, 1978 Amoco Supplemental Title Opinion
42	Davis Expert Report Exhibit 9
43	Davis Expert Report Exhibit 10
44	Davis Expert Report Exhibit 12
45	Davis Expert Report Exhibit 13
46	June 3, 1992 Memorandum from Jack H Hamilton to Doug Grant regarding Recompletion of Teledyne #20 Gas Well
47	July 15, 1968 Quit Claim Deed issued by U.S. Borax Inc. to TDY Industries, Inc.
48	Excerpts of the Deposition of Rose Marie Manley, Representative of TDY
49	Excerpts from the Deposition of Jimmy Proe
50	May 27, 2010 Email from Wendel Schoenberger to Jimmy Proe
51	April 15, 2010 Oil & Gas Lease between TDY Industries, Inc. and C. Wendel Schoenberger, L.P.
52	April 26, 2010 Oil & Gas Lease between TDY Industries, Inc. and C. Wendel Schoenberger, L.P.
53	April 15, 2010 Memorandum of Term Assignment of Oil and Gas Leases from C. Wendel Schoenberger, L.P. and to Mesquite SWD, Inc. to COG Production, LLC
54	April 17, 2012 Email from Kyle Pierce to Jimmy Proe
55	April 20, 2012 Email from Lauren McAndrews to Jimmy Proe
56	June 18, 2012 Email from Jimmy Proe to Kyle Pierce
57	March 28, 2017 COG Operating LLC check in the about of \$11,251.88

58	2014 BTA Offer Letter to purchase an Oil & Gas Lease on Section 20
59	May 1, 2014 Mineral/Leasehold Takeoff by Clay Johnson
60	October 30, 2014 Oil and Gas Lease between TDY Industries, LLC and BTA Oil Producers, LLC
61	August 17, 2015 Email from Kent O. Christensen to Jimmy Proe
62	November 16, 2015 Willis Price Email to Jimmy Proe
63	September 28, 2015 Email from Jimmy Proe to Kent O. Christensen
64	November 17, 2015 Email from Kent O. Christensen to William B. Burford
65	August 18, 2015 Email from Jimmy Proe to Lauren McAndrew
66	Excerpts from the Deposition of Barry Beal Jr., individually and representative of BTA Oil Producers, LLC
67	January 20, 2016 BTA Letter to TDY Industries, LLC
68	April 5, 2016 Opinion of Title issued by William B. Burford
69	April 6, 2016 Opinion of Title issued by William B. Burford
70	May 14, 2016 BTA Purchase Proposal Letter to U.S. Borax, Inc.
71	May 20, 2016 Email from Jimmy Proe to Willis Price
72	May 27, 2016 William B. Burford Letter to BTA Oil Producers, LLC
73	December 7, 2016 Mineral Deed from U.S. Borax Inc. to BTA Oil Producers, LLC
74	January 18, 2017 BTA Purchase Proposal Letter to U.S. Borax, Inc.
75	March 15, 2017 BTA Purchase Proposal Letter to U.S. Borax, Inc.
76	October 25, 2017 Willis Price email to Jimmy Proe
77	November 6, 2017 Email from Willis Price to William B. Burford
78	November 15, 2017 Email from Willis Price to Jimmy Proe
79	November 16, 2017 Counsel for TDY Industries, LLC Letter to BTA Oil Producers, LLC
80	November 30, 2017 Assignment of Claims by U.S. Borax Inc. to BTA Oil Producers, LLC
81	December 4, 2017 Mineral Deed from U.S. Borax Inc. to BTA Oil Producers, LLC
82	June 29, 2018 Letter of Intent
83	Excerpts from Deposition of Bruce Blacker
84	Davis Expert Report Exhibit 7